

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.98 of 2015

Arising out of

Civil Review No. 381 of 2013

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Renu Sharma wife of Sheo Kumar Singh, resident of 31 Shiva Complex, Ved
Nagar, Rukunpura, Bailey Road, Patna-14

.... Appellant/s

Versus

The State of Bihar through Secretary, Revenue Department-cum-Land Reforms
Commissioner, Government of Bihar, Patna.

.... Respondent/s

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Appearance :

For the Appellant : Mr. Ravindra Griyaghey with
Mr. Sunil Kumar, Advocates

For the Respondent : Mr. Harishankar Roy, AC to PAAG

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CORAM: HONOURABLE MR. JUSTICE HEMANT GUPTA

and

HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE HEMANT GUPTA)

Date: 11-07-2016

The challenge in the present Letters Patent Appeal is to
an order passed by this Court on 26th June, 2014 whereby, Civil
Review No. 381 of 2013 was dismissed. The review application was
for review of the order dated 18th July, 2013 whereby, the writ petition
filed by the petitioner was dismissed on account of delay, *locus standi*
and for the reason that no writ can be issued for enforcement of any
agreement.

The appellant claims to be a member of Vivek Nagar

Grih Nirman Sahkari Sahyog Samiti, Patna. The alleged agreement, the basis of the writ application was by the Co-operative Society, with the State Government. The appellant has no individual and distinct right to enforce the rights of a Society as a member of the Co-operative Society. Still further, the agreement is nothing but an assurance given by the officer of the State in a contempt proceeding. Such assurance given in contempt proceeding cannot be enforced by a separate writ application.

We do not find any error in the order passed by the learned Single Bench on 18th July, 2013 or in the order dismissing the Review Application.

The Letters Patent Appeal stands dismissed.

(Hemant Gupta, J)

(Ahsanuddin Amanullah, J)

Anjani/P. Kumar

AFR/NAFR	NAFR
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